

# MEMO ENDORSED

February 27, 2020

Hon. Valerie E. Caproni  
40 Foley Square  
New York, New York 10007

USDC SDNY  
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Re: *In re: Aenergy, S.A., et al.*, No. 19-mc-00542-VEC (S.D.N.Y.)

Dear Judge Caproni:

The parties submit this joint letter-motion to seek the Court's approval for a procedure for seeking sealed treatment for material submitted in connection with AE's forthcoming motion to compel.

The parties anticipate that the motion papers will discuss and enclose as exhibits material produced by GE and designated by GE as confidential or highly confidential under the protective order (including the three example documents discussed with the Court at the last telephonic conference and which GE has identified as privileged material subject to return under Para. 28 of the Stipulated Protective Order entered by the Court on January 7, 2020, Dkt. No. 38). The protective order requires AE to seek sealed treatment for such materials, and GE submits that the materials designated by it as confidential and privileged warrant protection.

To minimize the burdens on the Court and the parties, and to streamline the process of filing the necessary sealing papers and proposed redactions, the parties respectfully request that the Court authorize the following procedure:

- The parties shall be permitted in the first instance to file under seal the papers and accompanying exhibits submitted in connection with AE's anticipated motion.
- Within three days following the Court's ruling on the motion, the parties will file under seal motions addressing all material they seek to seal, along with the proposed redactions.

Of course, the parties will proceed in any manner that the Court directs.

Respectfully submitted,

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Application GRANTED.

The Court notes for the Parties that new sealing procedures have been added to the undersigned's Individual Rules located at <https://nysd.uscourts.gov/hon-valerie-e-caproni>.

SO ORDERED.

 2/27/2020

HON. VALERIE CAPRONI  
UNITED STATES DISTRICT JUDGE